

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND**

**IN RE MUTUAL FUNDS INVESTMENT  
LITIGATION**

**IN RE ALGER, COLUMBIA, JANUS,  
MFS, ONE GROUP, PIMCO AND  
PUTNAM (the "PUTNAM TRACK")**

*Saunders, et al. v. Putnam American  
Government Income Fund, et al.*  
("Fund Investor Class Action")

*Zuber, et al. v. Putnam Investment  
Management, LLC, et al.*  
("Fund Derivative Action")

**Honorable J. Fredrick Motz MDL 1586**

**Civil Action No. 04-MD-15863**

**Civil Action No. 04-cv-00560**

**Civil Action No. 04-cv-00564**

**PUTNAM EMPLOYEE DEFENDANTS'  
MOTION FOR ENTRY OF FINAL JUDGMENT**

Defendants Justin Scott, James Prusko, Carmel Peters, Geirulv Lode, and Frank Perfetuo ("Putnam Employee Defendants") respectfully move for entry of Final Judgment pursuant to Rule 54(b) of the Federal Rules of Civil Procedure. By its Orders, dated March 1, 2006 (See Docket Nos. 1715, 1649, 1885) and July 24, 2006 (Docket No. 2122), this Court has dismissed each of the counts asserted against the Putnam Employee Defendants in the Corrected Consolidated Amended Complaint in *Saunders, et al. v. Putnam American Government Income Fund, et al.* ("Fund Investor Class Action"). Similarly, by its Orders, dated November 3, 2005 (Docket No. 1462), March 1, 2006 (Docket No. 1697), and June 14, 2006 (Docket No. 2066), the Court has dismissed each of the counts propounded against Defendants Scott, Peters, and Lode in the Consolidated Amended Fund Derivative Complaint in *Zuber, et al. v. Putnam Investment Management,*

*LLC, et al.* (“Fund Derivative Action”). Putnam Employee Defendants Prusko and Perfetuo were not named as defendants in the *Zuber* Fund Derivative Action. Notably, this court has already entered orders granting the motions for final judgment pursuant to Rule 54(b) for former Putnam employees Omid Kamshad (Docket No. 2365), William Woolverton (Docket No. 2303) and Ian C. Ferguson (Docket No. 2297).

These Orders effectively have ended both of these actions against the Putnam Employee Defendants. The case as a whole, however, is just entering the early stages of discovery and in all likelihood will continue for a protracted period. Keeping the Putnam Employee Defendants in this Multi-District Litigation while it runs its lengthy course serves no identifiable purpose and continues to cause them undue personal and professional burdens. For these reasons, and as more fully set forth in the accompanying memorandum of law, the Putnam Employee Defendants respectfully request that the Court enter final judgment pursuant to Rule 54(b) on the dismissed claims in both the Fund Investor Class Action and Fund Derivative Action.

WHEREFORE, Putnam Employee Defendants request that their motion be granted.

RESPECTFULLY SUBMITTED,

EMPLOYEE TIMING DEFENDANTS  
By Their Respective Counsel

/s/ Jessica C. Sergi

John F. Sylvia

Adam L. Sisitsky

Jessica C. Sergi

MINTZ LEVIN COHN FERRIS

GLOVSKY AND POPEO, P.C.

One Financial Center

Boston, MA 02111

Tel.: (617) 542-6000

Fax: (617) 542-2241

***Counsel to Justin Scott***

/s/ Jessica C. Sergi with the permission of  
Lawrence Bader

Lawrence S. Bader

MORVILLO, ABRAMOWITZ, GRAND,

IASON & SILBERBERG, P.C.

565 Fifth Avenue

New York, NY 10017

Tel.: (212) 856-9600

Fax: (212) 856-9494

***Counsel to James Prusko***

/s/ Jessica C. Sergi with the permission of  
Peter M. Casey

Peter M. Casey

GREENBERG TRAURIG

One International Place

Boston, MA 02110

Tel.: (617) 310-6048

Fax: (617) 279-8440

***Counsel to Carmel Peters***

/s/ Jessica C. Sergi with the permission of  
Michael T. Gass  
Michael T. Gass  
Matthew A. Martel  
PALMER & DODGE LLP  
111 Huntington Avenue at Prudential Center  
Boston, MA 02199  
Tel.: (617) 239-0100  
Fax: (617) 227-4420  
***Counsel to Geiruly Lode***

/s/ Jessica C. Sergi with the permission of  
Kurt S. Kusiak  
Kurt S. Kusiak  
John Miller  
225 Franklin Street  
Boston, MA 02110  
Tel.: (617) 542-5542  
Fax: (617) 542-1542  
***Counsel to Frank Perfetuo***

Dated: July 16, 2007